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**From:** Wade, Alexis [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=5C9FBA2EF8444572A39185242B70593B-WADE, ALEXIS]  
**Sent:** 9/12/2018 4:16:12 PM  
**To:** Kupchan, Simma [Kupchan.Simma@epa.gov]; Philip Mancusi-Ungaro [Mancusi-Ungaro.Philip@epa.gov]; Wehling, Carrie [Wehling.Carrie@epa.gov]  
**Subject:** FW: ESA language for EPA-FDEP MOA

There was a version friday, right?

Alexis Wade  
Attorney-Adviser  
Water Law Office  
EPA Office of General Counsel  
(202) 564-3273

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**From:** Fotouhi, David  
**Sent:** Wednesday, September 12, 2018 11:21 AM  
**To:** Kupchan, Simma <Kupchan.Simma@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>  
**Subject:** RE: ESA language for EPA-FDEP MOA

I'd like to share the ESA language from the EPA-FDEP MOA with Matt and Dave. Is the version Steve circulated on Thursday the latest version?

**David Fotouhi**

Deputy General Counsel  
Office of General Counsel  
U.S. Environmental Protection Agency  
Tel: +1 202.564.1976  
[fotouhi.david@epa.gov](mailto:fotouhi.david@epa.gov)

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**From:** Kupchan, Simma  
**Sent:** Friday, September 7, 2018 4:46 PM  
**To:** Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>  
**Subject:** RE: ESA language for EPA-FDEP MOA

David,

We have all reviewed the revisions and are comfortable with the revised draft of the MOA. Thank you for your attention.

Simma Kupchan  
EPA Office of General Counsel  
Water Law Office  
202-564-3105  
WJC North #7426Q

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**From:** Neugeboren, Steven  
**Sent:** Thursday, September 06, 2018 10:59 PM

**To:** Wade, Alexis <Wade.Alexis@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>

**Subject:** Fwd: ESA language for EPA-FDEP MOA

We got the language below in today and David perhaps you received separately. We will take a look.

Sent from my iPhone

Steven Neugeboren  
Associate General Counsel for Water  
U.S. EPA  
202-564-5488

Begin forwarded message:

**From:** "Ghosh, Mita" <Ghosh.Mita@epa.gov>  
**Date:** September 6, 2018 at 9:43:25 PM EDT  
**To:** "Kupchan, Simma" <Kupchan.Simma@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>  
**Cc:** "Palmer, Leif" <Palmer.Leif@epa.gov>  
**Subject:** FW: ESA language for EPA-FDEP MOA

Simma and Steve:

Attached is the ESA language for our Florida assumption MOA (EPA-FDEP) incorporating **Ex. 5 AC/DP**

# Ex. 5 AC/DP

I believe David Fotouhi is going to reach out to you to make sure that you are okay with the language. Thanks

Mita

Mita Ghosh  
Chief, Office of Water Legal Support  
Office of Regional Counsel  
United States Environmental Protection  
Region 4  
404-562-9568

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